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May 4, 2016

VIA ECF AND HAND DELIVERY

The Honorable Andrew L. Carter, Jr.
United States District Court
Southern District of New York
40 Foley Square, Room 435
New York, NY 10007

**Re: Ames Dep't Stores, Inc. v. Lumbermens Mut. Casualty Co.,
(In re Ames Dep't Stores, Inc.), Civ. A. No. 12-8365 (ALC)**

Dear Judge Carter:

On behalf of Ames Department Stores, Inc. ("Ames"), the plaintiff in this action, we write to respond briefly to the letter filed by defendant Lumbermens Mutual Casualty Co. ("Lumbermens") on April 29, 2016 [Dkt. No. 43]. Without commenting on the arguments contained within that letter, with which we disagree, Ames notes that both parties have agreed to a settlement conference before the Magistrate Judge assigned to this matter, and we request that Your Honor enter a corresponding order.

Respectfully submitted,

Bijan Amini SM

Bijan Amini

cc: Mark S. Gamell, Esq. (all via ECF)
Avery Samet, Esq.